

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

CERTIFICATE OF MAILING
37 C.F.R. §1.8

I hereby certify that this paper and 14 exhibits submitted therewith are being deposited with the U.S. Postal Service with sufficient postage as First Class Mail under 37 C.F.R. § 1.8 in an envelope addressed to the **BOX PCT**, Attention of the PCT Legal Office, Assistant Commissioner for Patents, Washington, D.C. 20231 on July 10, 2000.


Peter J. Manso


Date

In re Application of: Jack L. Aronowitz, *et al.*
Serial No.: 09/297,649
Filing Date: September 11, 1998
International Filing Date: September 11, 1998
Priority Date: September 11, 1997
PCT Appln. No.: PCT/US98/9190
Group Art Unit:
Examiner:
Title: *Noninvasive Transdermal Systems for Detecting an Analytes*

BOX PCT

Attention of the PCT Legal Office
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

REQUEST FOR RECONSIDERATION OF PETITION
FILED UNDER 37 C.F.R. § 1.47(a)

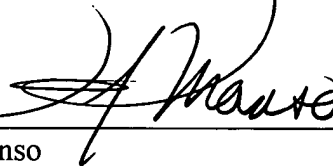
According to the Decision dated January 10, 2000, the Petition filed on December 7, 1999 under 37 C.F.R. § 1.47(a) in connection with the above-identified application for U.S. patent was dismissed.

In view of the following, a request for reconsideration is hereby submitted. In support of this request for reconsideration, a M.P.E.P. § 409.03(d) declaration is submitted herewith with accompanying exhibits which established that every diligent effort was made to locate Joel R. Mitchen prior to December 7, 1999. Not only did the undersigned and TCPI, the assignee of the above-identified application for U.S. patent, make numerous unsuccessful attempts to locate Joel R. Mitchen, opposing counsel in a civil action filed against TCPI also made unsuccessful attempts to locate and subpoena Joel R. Mitchen for deposition during this time period.

In light of the M.P.E.P. § 409.03(d) declaration and the exhibits submitted herewith, it is respectfully submitted that sufficient facts and evidence have been presented to demonstrate that every diligent effort was made, including the hiring of a private investigator, to locate Joel R. Mitchen prior to December 7, 1999. It is therefore respectfully requested that the Decision to dismiss the Petition under 37 C.F.R. §1.47(a) be reversed and that grant of such Petition is earnestly solicited.

Also submitted herewith are the Declaration, as originally executed by Joel R. Mitchen on June 30, 2000, and a copy of the Notification of Missing Requirements.

Respectfully Submitted,



Peter J. Manso
Reg. No. 32,264

Date: July 10, 2000

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